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**TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES**

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**Notice of Intent to Adopt a Rule**  
LSA Document #14-337

Under [IC 4-22-2-23](#), the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

**OVERVIEW:** Amends [405 IAC 5-22-1](#) to update the definitions of certain categories of necessary services. Amends [405 IAC 5-22-6](#), [405 IAC 5-22-8](#), and [405 IAC 5-22-10](#) to make changes to coverage requirements for medically necessary occupational therapy services, physical therapy services, respiratory therapy services, and speech and pathology services for individuals under 21 years of age. Amends [405 IAC 5-22-11](#) to update the licensure and supervision requirements for occupational therapy assistants in accordance with [IC 25-23.5-1-6](#) and [IC 25-23.5-3](#). Adds [405 IAC 5-22-12](#) to add applied behavioral analysis therapy services as a reimbursable component. Effective 30 days after filing with the Publisher. Statutory authority: [IC 12-15-1-10](#); [IC 12-15-1-15](#); [IC 12-15-21-2](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

Amanda Alvey  
Indiana Family and Social Services Administration  
Office of Medicaid Policy and Planning  
Indiana Government Center South  
402 West Washington Street, Room W374  
Indianapolis, IN 46204  
(317) 234-5551  
[amanda.alvey@fssa.in.gov](mailto:amanda.alvey@fssa.in.gov)

For purposes of [IC 4-22-2-28.1](#), the Small Business Ombudsman designated by [IC 4-4-35-8](#) is:

Erik Scheub  
Office of Small Business and Entrepreneurship  
One North Capitol, Suite 600  
Indianapolis, IN 46204  
(317) 232-5679  
[ombudsman@osbe.in.gov](mailto:ombudsman@osbe.in.gov)

Resources available to regulated entities through the small business ombudsman include the ombudsman's duties stated in [IC 4-4-35-8](#), specifically [IC 4-4-35-8\(9\)](#), investigating and attempting to resolve any matter regarding compliance by a small business with a law, rule, or policy administered by a state agency, either as a party to a proceeding or as a mediator.

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